

## Message Text

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PAGE 01 STATE 198253  
ORIGIN EUR-12

INFO OCT-01 ISO-00 L-03 OES-07 COME-00 FEA-01 ACDA-07  
AGRE-00 AID-05 CEA-01 CEQ-01 CG-00 CIAE-00  
DLOS-09 DODE-00 DOTE-00 EB-08 EPA-01 ERDA-05  
FMC-01 TRSE-00 H-01 INR-07 INT-05 IO-13 JUSE-00  
NSAE-00 NSF-01 OMB-01 PA-01 PM-05 PRS-01 SP-02  
SS-15 NSCE-00 SSO-00 USIE-00 INRE-00 /114 R

DRAFTED BY EUR/CAN:JBROH-KAHN/L/OES:DCOLSON:PW  
APPROVED BY EUR:RDVINE  
OES/OFA - JNEGROPONTE  
L/OES - DCOLSON  
AMB CUTLER  
NMFS - CBLONDIN (SUBSTANCE)  
EUR/CAN - JHROUSE, JR.

-----110828 200055Z /64

O 200011Z AUG 77  
FM SECSTATE WASHDC  
TO AMEMBASSY OTTAWA IMMEDIATE

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E.O. 11652: N/A

TAGS: EFIS, CA

SUBJECT: MESSAGE FROM AMBASSADOR CUTLER TO AMBASSADOR  
CADIEUX ON SHRIMP/SALMON ISSUE

REF: STATE 186185

1. AMBASSADOR CUTLER REQUESTS THAT AMBASSADOR ENDERS PASS  
MESSAGE BELOW TO AMBASSADOR CADIEUX REGARDING SHRIMP/SALMON  
ISSUE BEFORE NEXT ROUND OF COMPREHENSIVE NEGOTIATIONS IN  
OTTAWA AUGUST 24.

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PAGE 02 STATE 198253

2. FYI--AFTER EARLIER MESSAGE FROM DEPUTY ASSISTANT  
SECRETARY NEGROPONTE IN REFTEL HAD BEEN PASSED BY EMBASSY  
TO MIKE SHEPARD OF CANADIAN FISHERIES AND ENVIRONMENT  
DEPARTMENT, SHEPARD TOLD NEGROPONTE IN SEATTLE THAT CANAD-  
IANS APPRECIATED OPPORTUNITY TO MEET WITH PACIFIC COUNCIL  
ON 1978 SALMON MANAGEMENT PLAN BUT THAT CANADA STILL PLAN-

NED TO CLOSE SHRIMP FISHERY IN CANADIAN WATERS TO U.S. FISHERMEN ON SEPTEMBER 1. AMBASSADOR CUTLER THEN RAISED ISSUE WITH CADIEUX DURING FIRST ROUND OF COMPREHENSIVE NEGOTIATIONS AUGUST 15. CADIEUX SAID IT WOULD BE DIFFICULT FOR GOC TO REVERSE ORDER IN COUNCIL TO CLOSE SHRIMP FISHERY BUT HE WOULD SEE WHAT COULD BE DONE. SHEPARD SUBSEQUENTLY TOLD NEGROPONTE AUGUST 15 THAT GOC PLANNED TO

HAVE IAN TODD, WEST COAST SALMON EXPERT, ATTEND NEXT ROUND OF NEGOTIATIONS AUGUST 24. IF WE HAVE NOT RECEIVED FAVORABLE GOC RESPONSE AS RESULT CADIEUX EFFORTS BY END OF AUGUST 24 SESSION, DEPARTMENT PLANS TO SEND INSTRUCTIONS ON FURTHER APPROACH BY AMBASSADOR ENDERS TO EXTAFF. -- END FYI.

3. FOLLOWING IS MESSAGE FROM AMBASSADOR CUTLER TO AMBASSADOR CADIEUX. BEGIN TEXT --

THE UNITED STATES GOVERNMENT IS CONCERNED ABOUT THE PROPOSED ACTION TO CLOSE THE SHRIMP FISHERY ON THE TOFINO GROUNDS TO U.S. NATIONALS AND VESSELS ON SEPTEMBER 1, 1977. IN OUR VIEW, DISCRIMINATORY ACTION OF THIS SORT WOULD NOT BE CONSISTENT WITH THE 1977 RECIPROCAL FISHERIES AGREEMENT AND IT COULD HAVE A SERIOUS EFFECT ON THE DISCUSSIONS NOW UNDERWAY TO RESOLVE U.S.-CANADA FISHERY AND MARITIME BOUNDARY ISSUES. WE BELIEVE IT IS IMPORTANT THAT LIMITED OFFICIAL USE

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PAGE 03 STATE 198253

A POSITIVE ATMOSPHERE BE MAINTAINED FOR THESE DISCUSSIONS AND HOPE THAT CANADA WILL SEE FIT TO RESCIND OR MODIFY THE RELEVANT ORDER-IN-COUNCIL.

WE NOTE THAT ARTICLE IV, PARAGRAPH 4, OF THE 1977 RECIPROCAL FISHERIES AGREEMENT PROVIDES THAT THE 750 METRIC TONS OF SHRIMP ALLOCATED TO U.S. NATIONALS AND VESSELS IS SUBJECT TO POSSIBLE REVISION IN LIGHT OF A SCIENTIFIC REVIEW CONDUCTED BY CANADIAN AUTHORITIES. WE UNDERSTAND THAT SUCH A REVIEW HAS TAKEN PLACE AND THAT IT INDICATES A REDUCTION IN THE TOTAL ALLOWABLE CATCH IS CALLED FOR. FOR THIS REASON, WE WOULD NOT OBJECT IF THE U.S. SHRIMP ALLOCATION WAS REASONABLY REDUCED UNDER THE TERMS OF THAT AGREEMENT FOR CONSERVATION AND MANAGEMENT PURPOSES.

WE CONTINUE TO BELIEVE THAT THE SATISFACTORY RESOLUTION OF THE ISSUES SURROUNDING THE SALMON TROLL FISHERY OFF THE U.S. AND CANADIAN COASTS IS BEST ADDRESSED IN THE SALMON INTERCEPTION NEGOTIATIONS. IN SUCH AN AGREEMENT, THE LONG-TERM CERTAINTY THAT IS SO IMPORTANT TO THE FISHERMEN OF BOTH COUNTRIES CAN BE ASSURED, AND THE INTERESTS OF BOTH COUNTRIES IN THIS FISHERY CAN BE ACCOMMODATED. WE

REMAIN COMMITTED TO ACHIEVING AN AGREEMENT ON THIS ISSUE WHICH, IF CONCLUDED AND APPROVED IN A TIMELY MANNER, COULD BE IN PLACE IN TIME FOR THE 1978 FISHERY. IF THAT IS THE CASE, THE 1978 U.S. SALMON REGULATIONS WOULD OF COURSE HAVE TO TAKE INTO ACCOUNT WHATEVER WAS AGREED.

IN THE ABSENCE OF SUCH AN AGREEMENT, WE REMAIN PREPARED TO FULLY CONSIDER CANADIAN VIEWS IN DEVISING OUR 1978

SALMON REGULATIONS AND HAVE ALREADY TAKEN STEPS TO FACILITATE THIS PROCESS. U.S. AND CANADIAN SCIENTISTS ARE MEETING THIS MONTH IN A FORUM PROVIDED BY THE PACIFIC REGIONAL COUNCIL TO DISCUSS PREPARATION OF THE SALMON TROLL FISHERY MANAGEMENT PLAN FOR 1978. WE ARE PREPARED TO ASSURE THAT LIMITED OFFICIAL USE

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PAGE 04 STATE 198253

A FORUM WILL CONTINUE TO BE PROVIDED AS THIS PLAN DEVELOPS IN ORDER THAT CANADIAN VIEWS ARE GIVEN FULL CONSIDERATION AT EACH STEP OF THE PROCESS. WHEN THE PLAN IS PUBLISHED WE WILL NOTE THAT THE PLAN WILL HAVE TO BE MADE CONSISTENT WITH ANY AGREEMENT ON SALMON INTERCEPTION WHICH IS REACHED AND APPROVED.

WITH RESPECT TO THE 1977 U.S. SALMON REGULATIONS, SHOULD CANADA DECIDE TO RESCIND THE ORDER-IN-COUNCIL, WE HAVE STATED THAT WE ARE PREPARED TO TAKE WHATEVER CORRECTIVE ACTION IS NECESSARY TO ENSURE THAT THE RECIPROCAL NATURE OF THE 1977 RECIPROCAL FISHERIES AGREEMENT IS MAINTAINED. THE UNDERSTANDING EARLIER REACHED ON THIS MATTER STATES, INTER ALIA, THE FOLLOWING:

"THE UNITED STATES RECOGNIZES THAT UNITED STATES SALMON REGULATIONS IMPLEMENTED DURING THE 1977 SALMON SEASON HAVE CAUSED A LOSS OF FISHING OPPORTUNITY TO CANADIAN SALMON FISHERMEN OFF THE UNITED STATES COAST, ALTHOUGH THERE IS A DIFFERENCE OF VIEWS AS TO THE OVERALL EFFECT OF THESE REGULATIONS ON THE SALMON FISHERIES.

THE TWO COUNTRIES AGREE THAT ACTION MUST BE TAKEN TO ENSURE THAT THE RECIPROCAL NATURE OF THE 1977 FISHERIES AGREEMENT IS MAINTAINED AND WILL COOPERATE TO DETERMINE SUCH CORRECTIVE ACTION AS MAY BE REQUIRED."

WITHOUT A STATISTICAL ASSESSMENT OF THE 1977 SEASON'S RESULTS, IT IS IMPOSSIBLE TO PREDICT WHAT SORT OF CORRECTIVE ACTION, IF ANY, MIGHT BE TAKEN. THIS COULD ONLY BE DECIDED ONCE IT WAS DETERMINED THAT CORRECTIVE ACTION WAS LIMITED OFFICIAL USE

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PAGE 05 STATE 198253

REQUIRED, BECAUSE THE RECIPROCAL NATURE OF THE FISHERY HAD IN FACT BEEN UPSET. BEING OF THIS VIEW, WE ARE PREPARED AT THIS TIME TO SPECIFY A PROCEDURE WHERE BY THE TWO GOVERNMENTS WOULD DETERMINE WHETHER CORRECTIVE ACTION WAS NECESSARY. I NOTE THAT DURING DISCUSSIONS LEADING TO THE UNDERSTANDING OF JUNE 22, U.S. OFFICIALS TABLED A PROPOSAL, WHICH, IN SPECIFIC TERMS, PROVIDED A FORMULA FOR DETERMINING WHETHER CORRECTIVE ACTION WOULD BE NEEDED. AS I UNDERSTAND IT, THAT PROPOSAL WAS NOT ACCEPTABLE TO CANADIAN OFFICIALS BECAUSE IN THEIR VIEW, IT WOULD

HAVE PREJUDICED THE SALMON INTERCEPTION TALKS. WE ARE PREPARED TO RENEW OUR PROPOSAL, OR TO CONSIDER ANY CANADIAN PROPOSAL WHICH MIGHT IN SPECIFIC TERMS SET FORTH PROCEDURES TO BE FOLLOWED TO DETERMINE WHETHER CORRECTIVE ACTION IS NEEDED. FURTHERMORE, WE WOULD BE PREPARED TO SPECIFY THAT THE ESTABLISHMENT OF SUCH PROCEDURES WOULD BE WITHOUT PREJUDICE TO ANY POSITION THE TWO GOVERNMENTS MIGHT TAKE ON RELATED ISSUES IN THE SALMON INTERCEPTION NEGOTIATIONS. -- END TEXT. VANCE

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## Message Attributes

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**Disposition Approved on Date:**  
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**Subject:** MESSAGE FROM AMBASSADOR CUTLER TO AMBASSADOR CADIEUX ON SHRIMP/SALMON ISSUE  
**TAGS:** EFIS, CA  
**To:** OTTAWA  
**Type:** TE  
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